



S 10/646,359

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: SCHMEICHEL ET AL. Examiner: D. TRAN
Serial No.: 10/646,359 Group Art Unit: 3748
Filed: AUGUST 22, 2003 Docket No.: 758.1452USU1
Title: APPARATUS FOR EMISSION CONTROL, SYSTEMS, AND METHODS

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on July 24, 2006.

By: 
Name: Kristine A. Wacek

TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL
DOUBLE PATENTING REJECTION OVER A PENDING SECOND APPLICATION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

23552

PATENT TRADEMARK OFFICE

Dear Sir:

Petitioner, Donaldson Company, Inc., a corporation organized and existing under the laws of the State of Delaware and having its primary place of business at 1400 West 94th Street, Minneapolis, Minnesota 55440 represents that it is the owner of the entire right, title and interest in U.S. Patent Application Serial No. 10/646,359, filed on August 22, 2003 and entitled APPARATUS FOR EMISSION CONTROL, SYSTEMS, AND METHODS ("present application"), by virtue of our assignment recorded at Reel 014855, Frame(s) 0628.

Petitioner, Donaldson Company, Inc., hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term as shortened by any terminal disclaimer filed prior to the grant of any patent granted from pending second U.S. Patent Application Serial No. 10/704,219, filed on November 6, 2003, and entitled APPARATUS FOR EMISSIONS CONTROL, SYSTEM, AND METHODS ("second application") and hereby agrees that any patent so granted on the present application 10/646,359 shall be enforceable only for and during such period that the legal title to said patent shall be the

same as the legal title to any patent granted on the second application, this agreement to run with any patent granted on the present application 10/646,359 and to be binding upon the grantee, its successors, or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the present application that would extend to the full statutory term as shortened by any terminal disclaimer filed prior to the patent grant on the second application, in the event that any such issued patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims cancelled by a reexamination certification, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

For submissions on behalf of an organization (e.g. corporation, partnership, university, government agency, etc.), the undersigned (whose title is supplied below) is empowered to act on behalf of the organization.

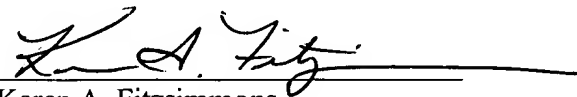
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

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P.O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 332-5300

Date:

July 24, 2006



Karen A. Fitzsimmons
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